

Meeting Date: 12/2/08

AGENDA REPORT

City of Santa Clara, California

Agenda Item # 6B-5



Date: November 25, 2008
To: City Manager for Council Action
From: John C. Roukema, Director of Electric Utility
Subject: Amendment No. 1 to Fiber Lease Agreement with Qwest Communications, Inc. to Reflect the Correct Corporate Name of Qwest Communications Corporation

EXECUTIVE SUMMARY:

On February 6, 2007, City Council approved a fiber optic lease with Qwest Communications, Inc. (Qwest). Amendment No. 1, amends the original agreement to reflect the correct corporate name to be "Qwest Communications Corporation," as requested by their Contracts Manager to differentiate the company from its previous ownership.

ADVANTAGES AND DISADVANTAGES OF ISSUE:

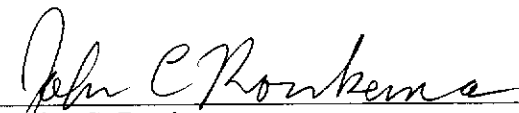
There are no disadvantages to making the correction of the corporate name in contract documents.

ECONOMIC/FISCAL IMPACT:

No additional allocation of funds is required to execute the Amendment No. 1 of the lease agreement with Qwest. There is no economic or fiscal impact.

RECOMMENDATION:

That Council approve, and authorize the City Manager to execute, Amendment No. 1 to the Fiber Lease Agreement with Qwest Communications, Inc., to reflect the correct corporate name of Qwest Communications Corporation.



John C. Roukema
Director of Electric Utility

APPROVED:



Jennifer Sparacino
City Manager

Documents Related to this Report:

- 1) *Amendment No. 1 to the Qwest Communications Inc. (now Corporation) Fiber Lease Agreement*

CITY OF SANTA CLARA
AGENDA MATERIAL ROUTE SHEET

Council Date: December 2, 2008

SUBJECT: Approval of Amendment No. 1 to the Fiber Lease Agreement with Qwest Communications Inc.
to Correct to Reflect the Correct Corporate Name of Qwest Communications Corporation

CERTIFICATION

The proposed Amendment No. 1 to a Fiber Lease Agreement
Regarding: Correction of Name from Qwest Communications Inc. to Qwest Communications Corporation
has been reviewed and is hereby certified.

PUBLICATION REQUIRED:

The attached Notice/Resolution/Ordinance is to be published ____ time(s) at least ____ days before the scheduled meeting/public hearing/bid opening/etc., which is scheduled for _____, 2008.

AUTHORITY SOURCE FOR PUBLICATION REQUIREMENT:

Federal Codes:

Title _____ U.S.C. § _____
(Titles run 1 through 50)

California Codes:

Code _____ § _____
(i.e., Government, Street and Highway, Public Resources)

Federal Regulations:

Title _____ C.F.R. § _____
(Titles run 1 through 50)

California Regulations:

Title _____ California Code of Regulations § _____
(Titles run 1 through 28)

City

City Charter § _____ (i.e., 1310. Public Works Contracts. Notice published at least once at least ten days before bid opening)

City Code § _____

1. As to City Functions, by

John C. Bonkema
Department Head

2. As to Legality, by

Lindsay Speck
City Attorney's Office/CAO Assignment No. 08.1610

3. As to Environmental
Impact Requirements, by

Director of Planning and Inspection

4. As to Substance, by

Carol McCarthy
City Manager

Revision Date: June 7, 2005